

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: McDevitt
 Serial No.: 09/826371
 Filed: April 4, 2001
 Confirmation No.: 2875



Group Art Unit: 3764

Examiner: L. Hamilton

Our Account No.: 04-1403

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Title: Disposable Finger Sleeve For Appendages

Commissioner for Patents
 U.S. Patent and Trademark Office
 Washington, DC 20231

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AMENDMENT

This is a response/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is to be treated as the signature to the attachment in absence of a signature thereto.

Fee requirements (if any) have been calculated as shown below:

Claims remaining after amendment	Highest number previously paid for	Present Extra	Additional Fee
Total Effective Claims	minus	=	x \$18 = \$ -0-
Independent Claims	minus	=	x \$84 = \$ -0-
If amendment enters <u>proper</u> multiple dependent claim(s) into this application for <u>first</u> time, add \$270.00 (per application)			\$ -0-
Since Official Action set an <u>original</u> due date of <u>April 30, 2002</u>			
PETITION is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; <u>2 months \$400</u> ; 3 months \$920; 4 months \$1440)			\$ 400.00
If Terminal Disclaimer enclosed, add Rule 20(d) Official Fee (\$110.00)			\$ -0-
SUBTOTAL:			\$ 400.00
If "small entity" verified statement filed <input type="checkbox"/> previously, <input type="checkbox"/> herewith, enter one-half (1/2) of subtotal and subtract			\$ -0-
06/19/2002 JBALINEM 00000006 09826371			
01 FC:116 400.00 OP			TOTAL: \$ -0-
Other:			\$ -0-
TOTAL FEE ENCLOSED:			\$ 400.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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DORITY & MANNING
ATTORNEYS AT LAW, P.A.

By Atty: Timothy A. Cassidy

Reg. No.: 38,024

Signature:

Date: June 7, 2002

I hereby certify that this correspondence and any referenced attachment and fee are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Washington, DC 20231, on June 7, 2002

Kim Bradley

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)



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PATENT

ATTORNEY DOCKET NO.: KCX-250 (15306)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: McDevitt)	Examiner:	<u>Lalita Hamilton</u>
)		
Serial No.: 09/826,371)	Art Unit:	<u>3764</u>
)		
Filed: April 4, 2001)	Deposit Acct. No.:	<u>04-1403</u>
)		
Title: Disposable Finger Sleeve)		
For Appendages)		

REQUEST FOR RECONSIDERATION

Commissioner of Patents
Washington, D.C. 20231

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Dear Sir:

In response to the Office Action dated January 31, 2002, reconsideration and allowance of the present application are respectfully requested.

REMARKS

Favorable reconsideration and allowance of the present application in view of the following remarks are respectfully requested.

Currently claims 1-38 are pending in the present application including independent claims 1, 24 and 33. The claims are generally directed to an appendage sleeve that can be used to treat appendage ailments.

In the Office Action, independent claims 1, 24 and 33 and dependent claims 2-6, 9-17, 19-20, 25-32 and 34-38 were rejected under 35 U.S.C. 102(b) as being anticipated by Zook (U. S. Patent No. 5,181,914). Specifically, it was stated that Zook discloses a tubular